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Sequence Number: 05-09-14  
Notice ID(s): 2162  
File Date: 5/15/14

# Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

**Agency/Board/Commission:** Tennessee Motor Vehicle Commission  
**Division:** Department of Commerce and Insurance  
**Contact Person:** Kim Cooper  
**Address:** 500 James Robertson Parkway, Nashville, TN 37243  
**Phone:** (615) 253-3703  
**Email:** kim.cooper@tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

**ADA Contact:** Don Coleman  
**Address:** 500 James Robertson Parkway, Nashville, Tennessee 37243  
**Phone:** (615) 741-0481  
**Email:** Don.Coleman@tn.gov

**Hearing Location(s)** (for additional locations, copy and paste table)

Address 1:	Davy Crockett Tower Room 1A
Address 2:	500 James Robertson Parkway
City:	Nashville
Zip:	37243
Hearing Date:	07/14/14
Hearing Time:	9:00 A.M.
	<input checked="" type="checkbox"/> CST/CDT
	<input type="checkbox"/> EST/EDT

**Additional Hearing Information:**

**Revision Type (check all that apply):**

Amendment  
 New  
 Repeal

**Rule(s)** (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only ONE Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
0960-01	General Rules
Rule Number	Rule Title
0960-01-.28	Military Applicants – Spouses – Expedited Licensure

Chapter 0960-01  
General Rules  
New Rule

Table of Contents

0960-01-.28 Military Applicants – Spouses – Expedited Licensure

0960-01-.28 Military Applicants – Spouses – Expedited Licensure

- (1) An applicant for licensure meeting the requirements of T.C.A. § 4-3-1304(d)(1) may:
- (a) Be issued a license upon application and payment of all fees required for the issuance of such license if, in the opinion of the commission, the requirements for licensure of such other state are substantially equivalent to that required in Tennessee; or
  - (b) Be issued a temporary permit as described herein if the commission determines that the applicant's license does not meet the requirements for substantial equivalency, but that the applicant could perform additional acts, including – but not limited to - education, training, or experience, in order to meet the requirements for the license to be substantially equivalent. The commission may issue a temporary permit upon application and payment of all fees required for issuance of a regular license of the same type which shall allow such person to perform services as if fully licensed for a set period of time that is determined to be sufficient by the commission for the applicant to complete such requirements.
    - (i) After completing those additional requirements and providing the commission with sufficient proof thereof as may be required, a full license shall be issued to the applicant with an issuance date of the date of the original issuance of the temporary permit and an expiration date as if the full license had been issued at that time.
    - (ii) A temporary permit shall be issued for a period no longer than the length of a renewal cycle for a full license of the same type.
    - (iii) A temporary permit shall expire upon the date set by the commission and shall not be subject to renewal except through the completion of the requirements for substantial equivalency as required by the commission or by an extension of time granted for good cause by the commission.
    - (iv) Should an extension to a temporary permit cause the permit to be in effect longer than the renewal cycle of a full license, then the holder of the temporary permit shall file a renewal application with such documentation and fees, including completion of continuing education, as are required by the commission for all other renewals of a full license of the same type.
- (2) Military education, training, or experience completed by a person described at T.C.A. § 4-3-1304(d)(1)(B)(ii)(a)-(c) shall be accepted toward the qualifications, in whole or in part, to receive any license issued by the commission if such military education, training, or experience is determined by the commission to be substantially equivalent to the education, training, or experience required for the issuance of such license.

- (3) Any licensee who is a member of the national guard or a reserve component of the armed forces of the United States called to active duty whose license expires during the period of activation shall be eligible to be renewed upon the licensee being released from active duty without payment of late fees or other penalties;
- (a) The license, certification or permit shall be eligible for renewal pursuant to this subsection for six (6) months from the person's release from active duty.
  - (a) Any person renewing under this subsection shall provide the commission such supporting documentation evidencing activation as may be required by the commission prior to renewal of any license pursuant to this subsection.

Authority: Tenn. Public Acts 2013, ch. 122, T.C.A. § 55-17-107, 4-3-1304

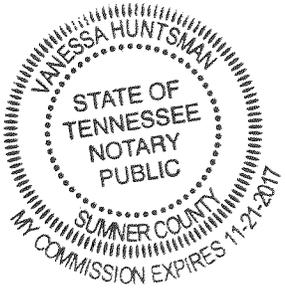
I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: May 13, 2014

Signature: *Kim Cooper*

Name of Officer: Kim Cooper

Title of Officer: Assistant General Counsel – Regulatory Boards  
Dept. of Commerce and Insurance



Subscribed and sworn to before me on: May 13, 2014

Notary Public Signature: *Vanessa Huntsman*

My commission expires on: November 21, 2017

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Filed with the Department of State on: 5/13/14

*Tre Hargett*  
Tre Hargett  
Secretary of State

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